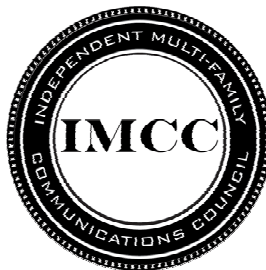


Executive Committee

Bryan Rader, President
Bob Pallé
Mark Sherman
Anne Walker
Scott Wiggins

**Directors****21st Century Satellite Communications**

Robert Byrch

Advanced Telemedia

Trey Gaskins

AMLI Residential Services

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Scott Wiggins

US OnLine

Terry Jones

Verizon Avenue

Laurel Dent / Monty Gaden

WSNet

Mark Sherman

Via Electronic Mail

February 6, 2002

Mr. William F. Canton
Secretary
Federal Communications Commission
The Portals
445 Twelfth Street, SW
Washington, DC 20554

RE: Exparte Communication in IB Docket 98-172

Dear Mr. Secretary:

The attached letters dated February 5, 2002, were sent to Mr. Richard Engelman, International Bureau and Mr. Peter Tenhula in Chairman Powell's office. Informational copies of the letters were provided to Mr. Kenneth Ferree and Ms. Eloise Gore of the Cable Services Bureau.

Sincerely yours,

William J. Burhop
Executive Director

Attachments

Independent Multi-Family Communications Council

3004 Oregon Knolls Drive, NW ■ Washington, DC 20015
E-Mail: imcc@imcc-online.org ■ Web Site: www.imcc-online.org
PH: 202.364.0882 ■ FX: 202.364.8309

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Mark Sherman

Via Electronic Mail

February 5, 2002

Mr. Richard B. Engelman
Chief, Planning & Negotiations Division
International Bureau
Federal Communications Commission
445 Twelfth Street SW
Washington, DC 20554

Dear Rick,

Near the end of 2001, we communicated regarding the importance of 18GHz microwave transmissions as utilized by Private Cable Operators (PCOs) to maintain and expand video transmission to compete with franchised cable operators in multiple dwelling unit environments. It is clear that this technology, including the use of a contiguous block of 400 megahertz, is very important for the ability of PCOs to provide video competition. Also, the FCC conducted a thorough, lengthy and expensive analysis of all related issues which was completed in the recent past. For these reasons, it is assumed that no regulatory action is underway which would diminish or change the PCO use of microwave technology in the currently allocated spectrum.

If this assumption is incorrect, we assume that public notice of regulatory reconsideration would be given and that PCOs would be given the opportunity to communicate with the FCC through formal comments and in meetings.

Sincerely yours,

William J. Burhop
Executive Director

cc.: K. Ferree, Cable Services Bureau

Independent Multi-Family Communications Council

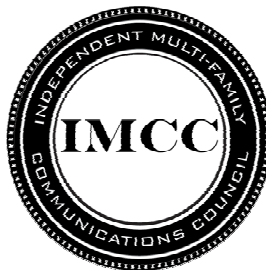
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Mark Sherman

Via Electronic Mail

February 5, 2002

Peter A. Tenhula, Esq.
Senior Legal Advisor
Office of Chairman Powell
Federal Communications Commission
445 Twelfth Street, SW
Washington, DC 20554

Dear Peter,

Near the end of 2001, we communicated regarding the importance of 18GHz microwave transmissions as utilized by Private Cable Operators (PCOs) to maintain and expand video transmission to compete with franchised cable operators in multiple dwelling unit environments. It is clear that this technology, including the use of a contiguous block of 400 megahertz, is very important for the ability of PCOs to provide video competition. Also, the FCC conducted a thorough, lengthy and expensive analysis of all related issues which was completed in the recent past. For these reasons, it is assumed that no regulatory action is underway which would diminish or change the PCO use of microwave technology in the currently allocated spectrum.

If this assumption is incorrect, we assume that public notice of regulatory reconsideration would be given and that PCOs would be given the opportunity to communicate with the FCC through formal comments and in meetings.

Sincerely yours,

William J. Burhop
Executive Director

cc: K. Ferree, Cable Services Bureau

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